PROCEEDINGS OF THE COMMON COUNCIL
IN Regular SESSION
Tuesday, April 10 19 84

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE COUNCIL CHAMBERS Tuesday EVENING April 10 A.D., 19 84, IN Regular SESSION. PRESIDENT Ben A. Eisbart IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING MEMBERS VIZ:

BRADBURY P, BURNS P, EISBART P,
GiaQUINTA P, HENRY P, REDD P,
SCHMIDT P, STIER P, TALARICO P,

ABSENT:

COUNCILMAN:, , ,

THE INVOCATION WAS GIVEN BY

THE MINUTES OF THE LAST REGULAR, 19,

, 19,

SPECIAL, 19,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
TUESDAY, APRIL 24 1984

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE COUNCIL CHAMBERS Tuesday EVENING April 24 A.D., 1984, IN Regular SESSION. PRESIDENT Ben A. Eisbart IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING MEMBERS VIZ:

BRADBURY ✓, BURNS ✓, EISBART ✓,
GiaQUINTA ✓, HENRY ✓, REDD ✓,
SCHMIDT ✓, STIER ✓, TALARICO ✓,

ABSENT:

COUNCILMAN: , , ,

THE INVOCATION WAS GIVEN BY

THE MINUTES OF THE LAST REGULAR April 10, 1984,

, 19,

SPECIAL , 19,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.

The City of Fort Wayne
Office of the Mayor

April 12, 1984

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, April 12, 1984, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of April 10, 1984.

(Bill No. S-84-03-20)
SPECIAL ORDINANCE NO. S-34-84

AN ORDINANCE ratifying Bid Reference No. 1555 by the City of Fort Wayne by and through its Parks and Recreation Department with Turf Specialties Corp., for the Golf Course, Gardens and Parks

(Bill No. S-84-03-21)
SPECIAL ORDINANCE NO. S-35-84

AN ORDINANCE ratifying Bid Reference No. 1122 by the City of Fort Wayne by and through its Parks and Recreation Department with Allen Co., Tractor Sales, Inc., Indiana Turf Equipment and Mutton Power Equipment

(Bill No. Z-84-03-09)
ZONING MAP ORDINANCE NO. Z-06-84

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-34

(Bill No. G-84-02-28)
GENERAL ORDINANCE NO. G-04-84

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of a street thereof

(Bill No. R-84-04-24)
RESOLUTION NO. R-40-84

A RESOLUTION reaffirming the desire of the Common Council as expressed through Special Ordinance No. S-217-82

(Bill No. R-84-04-19)
RESOLUTION NO. R-50-84

Fort Wayne pleges its full support and cooperation to the Registered Cities and Towns Program

(Bill No. S-84-03-23)
SPECIAL ORDINANCE NO. S-36-84

AN ORDINANCE approving Change Order No. 2 - Res. #5985-83, Lafayette Corridor (Pontiac to R.R.), with Moellering Construction Co., Inc., in connection with the Board of Public Works

(Bill No. G-84-03-25)
GENERAL ORDINANCE NO. G-05-84

AN ORDINANCE amending General Ordinance G-30-76

Respectfully yours,

Win Moses, Jr.
Mayor

The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

28 March 1984

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-84-03-09

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
28th day of March 1984.

Melvin O. Smith
Secretary

The City of Fort Wayne

DIVISION OF LAND USE MANAGEMENT
Department of Community Development & Planning

28 March 1984

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen and Mr. Bradbury:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held March 26, 1984. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-84-03-09

2. From B-1-A to B-1-B

3. Intended Use: Self Service Car Wash

4. Plan Commission Recommendation: DO PASS

   This ordinance received a DO PASS recommendation for the following reason:

   REASON: The use or value of the area adjacent to this property will not be affected in a substantially adverse manner.

If there are any questions with regard to this ordinance, please feel free to call on us.

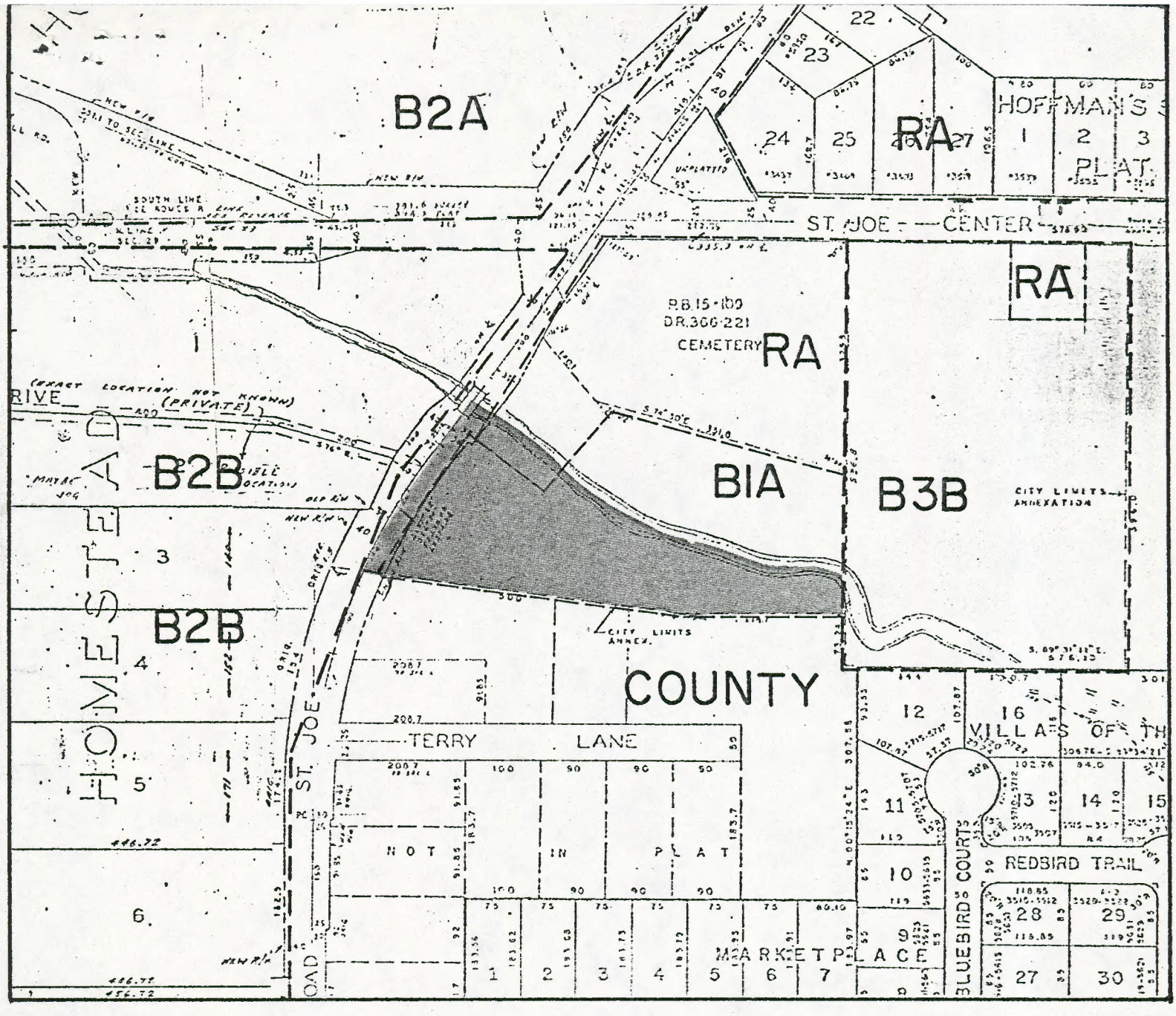
Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

Gary F. Baeten
Senior Planner

GFB:pb

Attachments



A PETITION TO AMEND THE ZONING MAP BY RE-CLASSIFYING DESCRIBED PROPERTY FROM BIA TO BIB DISTRICT.

Z-84-03-09

MAP NO. R-34

N

2-24-84

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on March 13, 1984, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-84-03-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on March 19, 1984;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

(1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;

(2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substanitally adverse manner;

(3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;

(4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,

(5) the grant does not interfere substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held March 26, 1984.

Certified and signed this
28th day of March 1984.

Melvin O. Smith
Secretary

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolutions Numbers: 27/84/E
28/84/D

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Nick Palermo, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 27/84/E 28/84/D)

I hereby certify that I did this 28th day of March, 19 84 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 27/84/E 28/84/D of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

_____

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 27/84/E

(Adopted March 28, 19 84)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 27, 19 84, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective March 28, 1984, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

South Wayne Avenue -- west side -- from 155 feet north of Meyer Avenue to a point 20 feet north thereof

REGULATORY RESOLUTION NO. 28/84/D

(Adopted March 28, 1984)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-87 of said chapter delegates to this Board authority to NO PARKING (DELEGATED)

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated March 27, 1984, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-87 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective March 28, 1984, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Anthony Boulevard -- west side -- from Oxford Street to 110' north thereof

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 29/84/E

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate it into the minutes of the next Common Council Meeting.

Respectfully submitted:

Nick Palermo

Nick Palermo, Chairman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 29/84 E)

I hereby certify that I did this 2nd day of April, 19 84 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 29/84 E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.

Dick Saleman

CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 29/84/E

(Adopted April 2, 19 84)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 7/84/E: ONE HOUR PARKING 8 A.M. to 6 P.M. (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 2, 19 84, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective April 2, 19 84, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

ONE HOUR PARKING 8 A.M. to 6 P.M. (EMERGENCY)

East-West Alley -- between -- Calhoun Street and Clinton Street, Jefferson Boulevard and Washington Boulevard.

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 10th day of April, 19 84, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 12th day of April, 19 84,

SANDRA E. KENNEDY, CITY CLERK